

A RESOLUTION

05-R-1334

BY TRANSPORTATION COMMITTEE

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AN AMENDMENT TO THE CENTRAL PASSENGER TERMINAL COMPLEX SUPPORT FACILITY LEASE WITH DELTA AIR LINES, INC., FOR THE TEMPORARY RELINQUISHMENT OF A CERTAIN PORTION OF THE DELTA VIEW PARCEL TO SUPPORT THE TAXIWAY "V" PROJECT; AND FOR OTHER PURPOSES.

WHEREAS, the City of Atlanta (the "City"), and Delta Air Lines, Inc ("Delta"), have entered into an Agreement and Lease of Premises dated January 10, 1984, and various supplemental Agreements and Amendments thereto, (hereinafter collectively referred to as the "CPTC Support Facility Lease"), covering occupancy and use by Delta of certain premises and facilities at Hartsfield-Jackson International Atlanta Airport (the "Airport"); and

WHEREAS, the City has undertaken the design and redevelopment of the Airport to improve service to its airlines and passengers, including but limited to the Runway 8 End Around Project (hereinafter referred to as "Taxiway "V" Project"); and

WHEREAS, the Delta View Parcel is a nine acre tract of land that is located between the Renaissance Hotel and the Runway 8/26 that Delta leases from the City under the CPTC Support Facility Lease; and

WHEREAS, the City requires the temporary surrender by Delta of a certain portion of the Delta View Parcel for a temporary construction access road in support of the Taxiway "V" Project as depicted on a drawing attached hereto as Exhibit "A"; and

WHEREAS, the temporary construction access road through a certain portion of the Delta View Parcel is for eighteen (18) months, and

WHEREAS, Delta is willing to temporarily surrender a certain portion of the Delta View Parcel for the temporary construction access road; and

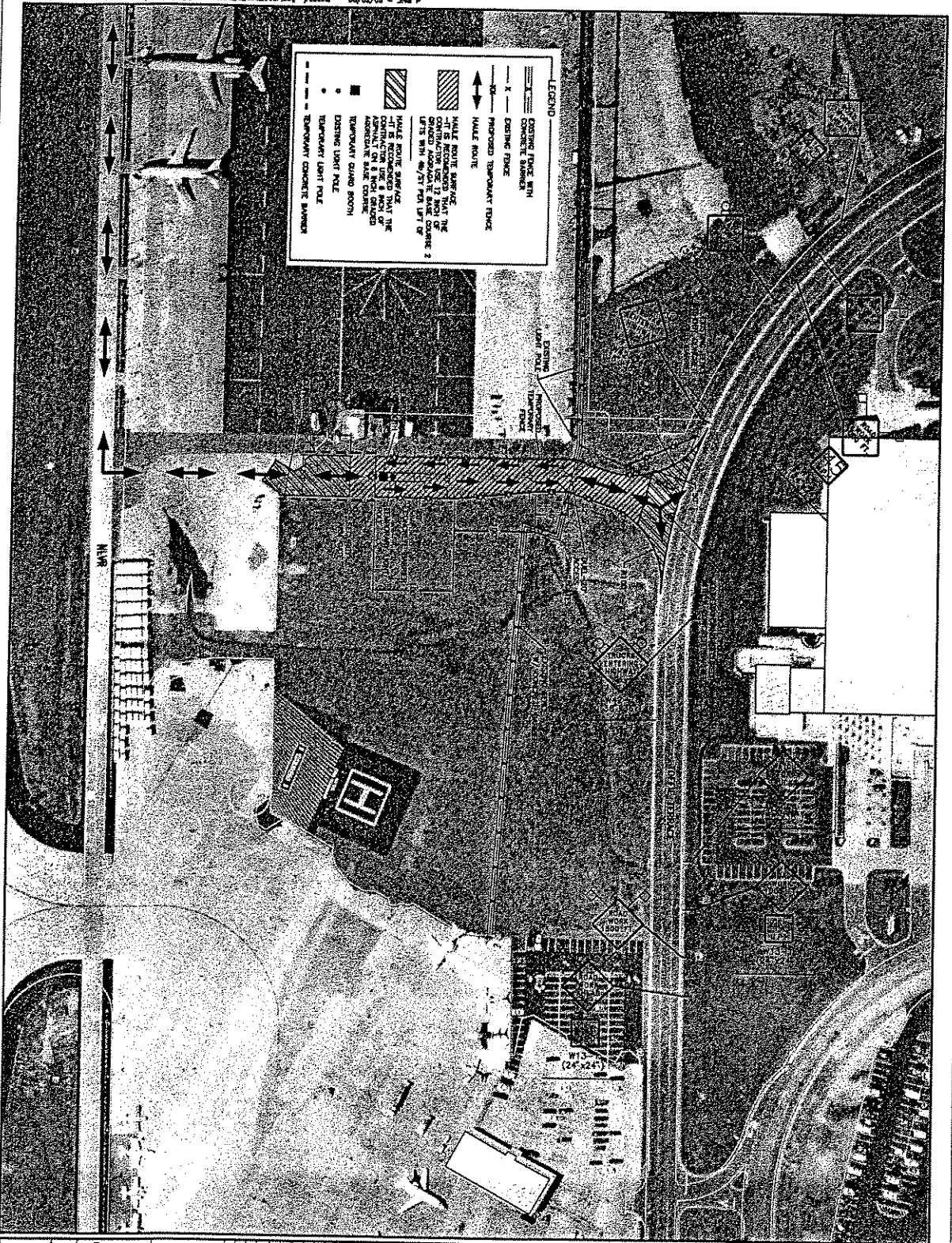
WHEREAS, the City and Delta desire and intend to enter into an agreement amending CPTC Support Facility Lease and memorializing the surrender of a certain portion of the Delta View Parcel of Delta's CTPC Support Facility Lease needed for the temporary construction access road; and

NOW, THEREFORE, BE IT RESOLVED BY THE CITY OF ATLANTA, GEORGIA, that the Mayor or her designee be and is hereby authorized to execute on behalf of the City of Atlanta an Amendment to the CPTC Support Facility Lease with Delta Air Lines, Inc. which shall provide for the temporary surrender for eighteen (18) months by Delta to the City of Atlanta of a certain portion of the Delta View Parcel for the construction of a temporary construction access road.

BE IT FURTHER RESOLVED, that the City Attorney be and is hereby directed to prepare said Amendment to the CPTC Support Facility Lease for execution by the Mayor.

BE IT FINALLY RESOLVED, that this Amendment shall not become binding on the City and the City shall incur no liability upon same until the Amendment has been executed by the Mayor, attested to by the Municipal Clerk and delivered to Delta.

EXHIBIT A



CITY OF ATLANTA, GEORGIA WALTER J. JACKSON ATLANTA INTERNATIONAL AIRPORT		AGT <small>ATLANTA GATEWAY AUTHORITY</small>									
PROJECT NAME RANWAY BR END AROUND TAXIWAY		DATE MAY 21, 2003									
SCALE 1"=60' SHEET 28 OF 200		PROJECT INFORMATION <table border="1"> <tr> <th>NO.</th> <th>DESCRIPTION</th> <th>DATE</th> <th>BY</th> </tr> <tr> <td>1</td> <td>REVISION</td> <td></td> <td></td> </tr> </table>		NO.	DESCRIPTION	DATE	BY	1	REVISION		
NO.	DESCRIPTION	DATE	BY								
1	REVISION										
NOTES: 1. CONSTRUCTION SHALL FIELD VERIFY ALL EXISTING CONDITIONS. 2. CONSTRUCTION IS RESPONSIBLE FOR PROTECTING ALL EXISTING UTILITIES, STRUCTURES, AND ADJACENT PROPERTIES. 3. CONSTRUCTION SHALL MAINTAIN TEMPORARY SECURITY AND SAFETY LIGHT POLE AND BARRIER TEMPORARY FENCE SHALL BE USED TO SECURE THE CONSTRUCTION AREA. 4. A PORTION OF THE EXISTING SECURITY FENCE WILL BE USED TO BE THE APPROVED SECURITY FENCE OF THE AIRPORT. 5. THE EXISTING ALIQUANT AND TYPE OF USE OF THE AIRPORT SHALL BE MAINTAINED AT THE END OF THE PROJECT. 6. THE FENCE FOR THE TEMPORARY CONSTRUCTION SHALL BE MAINTAINED TO THE END OF THE PROJECT.											

Legislative White Paper

Committee of Purview: Transportation

Council Meeting Date: August 15, 2005

Legislation Title: Amendment to the Delta CPTC Support Facility Lease – Temporary Construction Access Road through the Delta View Parcel

Requesting Dept.: Department of Aviation

Contract Type: Lease Amendment

Justification Statement: A temporary construction access road is needed through a certain portion of the Delta View Parcel in support of the Taxiway “V” Project.

Background: The Delta View Parcel is a nine (9) acre tract of land that is located between the Renaissance Hotel and the Runway 8/26 that is leased under the Agreement and Lease of Premises, dated January 10, 1984, between the City of Atlanta (the “City”) and Delta Air Lines, Inc. (“Delta”). In support of the Taxiway “V” Project, the City proposes to construct a temporary construction access road through a certain portion of the Delta View Parcel from inside the Security Identification Display Area to Toffie Terrace Road, as depicted in the drawing named “Enlarged Temporary Security Gate for Construction Entrance”.

The temporary construction access road through a certain portion of the Delta View Parcel will be for eighteen (18) months.

The planned use of this property is in compliance with the Lease Agreement for Hotel, dated December 29, 1987, between the City of Atlanta and Concorde Partners, a Georgia general partnership.

Fund Account Center: N/A

Source of Funds: N/A

Term of Contract: Temporary

Method of Cost Recovery: N/A

Approvals:

DOF:

DOL: Yes

Prepared By: Kathy Masters

Contact Number: 404-530-5662